UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW HAMPSHIRE

In Re: Michael & Amy Starr
CASE NO. 07-12798-JMD
Chapter 13
Debtors

AFFIDAVIT OF NON-COMPLIANCE

I, LAWRENCE P. SUMSKI, Chapter 13 Trustee, being duly sworn, do solemnly swear on my oath and say:

1. That at a hearing on December 15, 2010 regarding a Motion to Dismiss filed by the undersigned it was alleged that the debtors were in arrears with their Plan payments in the amount of $5,550.00.

2. That at said hearing the Court ordered "the debtors shall make a payment of $2,275.00 by January 3, 2011..."

3. That as of the date of this Affidavit, the debtors have made no additional Plan payments and have an arrearage in the amount of $9,000.00 due to the non-compliance.

4. That under the circumstances the case should be dismissed without further hearing.

I hereby certify the above-cited information to be true to the best of my knowledge.

Respectfully submitted

Dated: January 25, 2011

Lawrence P. Sumski,
Chapter 13 Trustee
1000 Elm St., Suite 1002
Manchester, NH 03101
(603) 626-8899
ID# BNH01460

On this the 25th day of January, 2011, before me, personally appeared Lawrence P. Sumski satisfactorily proven to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same voluntarily and for the purposes therein contained.

Before me,

Notary Public

PRISCILLA JOHNSON-BERNARD
MY COMMISSION EXPIRES MAR. 4, 2014
NOTARY PUBLIC
NEW HAMPSHIRE